

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

MARY YOUNG

*Plaintiff,*

v.

TEXAS SOUTHERN UNIVERSITY  
*Defendant.*

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CIVIL ACTION NO. 4:23-cv-03888

JURY DEMANDED

**PLAINTIFF'S NOTICE OF SUBPOENA DUCES TECUM TO COMCAST  
CORPORATION FOR XFINITY MOBILE ACCOUNT RECORDS**

TO: Darren Barnett, by and through his attorney of record, Sherlyn Harper of Office of Attorney General, 808 Travis Street, Houston, TX 77002.

PLEASE TAKE NOTICE that, pursuant to Rule 45 of the Federal Rules of Civil Procedure, Plaintiff will serve the attached subpoena duces tecum on Comcast Corporation, seeking production of mobile account records related to the Xfinity Mobile account associated with phone number (832) 578-9343, which is believed to be registered to or used by Sergeant Darren Barnett.

This subpoena requests records relevant to communications between the above-referenced number and (321) 278-7485 (Lesia Crumpton-Young) and (281) 740-0017 (Darlene Brown), including text and multimedia messages, call logs, location data, application metadata, cloud backups, and other related materials, as more fully detailed in the attached **Exhibit A**. This subpoena does not require appearance for testimony and is solely for the production of documents and electronically stored information.

Pursuant to Rule 45(a)(4), a copy of this subpoena is being served on all parties before service on the third party.

Dated: June 5, 2025

Respectfully submitted,

**THE HALL LAW GROUP, PLLC**

/s/ Taren Marsaw

**Taren Marsaw**

Benjamin L. Hall, III

State Bar No. 08743745

S.D. Tex. No. 8787

Taren Marsaw

State Bar No. 24109506

S. D. Tex. No. 3919232

bhall@thlf.us

530 Lovett Blvd.

Houston, Texas 77006

Telephone: (713) 942-9600

Facsimile: (713) 942-9566

e-service: myteam@thlf.us

**ATTORNEYS FOR PLAINTIFF**

**CERTIFICATE OF SERVICE**

The undersigned certifies that all counsel of record were served with the notice of deposition in accordance with the Federal Rules of Civil Procedure on June 5, 2025.

/s/ Taren Marsaw

**Taren Marsaw**

**EXHIBIT A**

**SUBPOENA DUCES TECUM**

Pursuant to Rule 45, Federal Rules of Civil Procedure, you are commanded to produce the items or things within your care, custody or control at the designated time and place as follows:

**DEFINITIONS**

1. "Carrier" means Comcast/Xfinity Mobile, its subsidiaries, affiliates, or any third-party cloud storage or data provider acting on its behalf.
2. "Associated with" means data linked to, derived from, transmitted by, received by, or otherwise connected to the Xfinity mobile number (832) 578-9343 or the Xfinity account holder named Darren Barnett whose date of birth is on or around May 29, 1974.
3. "Darlene Brown" includes communications with or about the individual named Darlene Brown and/or the mobile number that belongs to Darlene Brown (281) 740-0017.
4. "Lesia Crumpton-Young" includes communications with or about the individual associated with mobile number (321) 278-7485.
5. "Metadata" includes timestamps, device identifiers, sender and recipient information, application usage logs, file types, session durations, geolocation data, and any technical or network-level information about communications or device activity.
6. "Cloud backups" refers to any data, files, or media stored in or accessible via Xfinity-managed or partner-managed remote storage systems tied to account (832) 578-9343.
7. "Relevant period" means January 1, 2021 through December 31, 2023.

**REQUESTS**

All documents, records, and electronically stored information associated with or derived from mobile number (832) 578-9343, including all data reflecting interactions with (321) 278-7485, or otherwise referencing or involving Lesia Crumpton-Young, as follows:

1. Complete records of all incoming and outgoing calls between (832) 578-9343 and (321) 278-7485. Include the following data fields for each call, to the extent available:
  - (a) Date and time of call
  - (b) Direction (incoming or outgoing\_
  - (c) Duration
  - (d) Call Status (connected, missed, declined)

- (e) Tower routing or location data
  - (f) Repeated or redial attempts
  - (g) Voicemail activity logs
2. Complete records of all incoming and outgoing calls between (832) 578-9343 and (281) 740-0017. Include the following data fields for each call, to the extent available:
    - (h) Date and time of call
    - (i) Direction (incoming or outgoing\_
    - (j) Duration
    - (k) Call Status (connected, missed, declined)
    - (l) Tower routing or location data
    - (m) Repeated or redial attempts
    - (n) Voicemail activity logs
  3. All available content, metadata, and attachments of text and multimedia messages (SMS/MMS) exchanged between (832) 578-9343 and (321) 278-7485. This includes message timestamps, sender/recipient info, and any associated images or videos. If any deleted messages have been retained or backed up through Xfinity systems, include those as well.
  4. 4. All available content, metadata, and attachments of text and multimedia messages (SMS/MMS) exchanged between (832) 578-9343 and (281) 740-0017. This includes message timestamps, sender/recipient info, and any associated images or videos. If any deleted messages have been retained or backed up through Xfinity systems, include those as well.
  5. To the extent available, provide metadata (not content) associated with the use of third-party messaging apps (e.g., iMessage, WhatsApp, Signal, Telegram, Facebook Messenger) on devices linked to mobile number (832) 578-9343. This includes installation logs, access timestamps, data usage records, and any associated cloud backup metadata, but excludes actual message content unless the messages were transmitted via SMS/MMS and retained or backed up through Xfinity systems.
  6. All photographs, videos, voice notes, or multimedia files stored, backed up, or transmitted from account (832) 578-9343, if any of the following apply:
    - (a) The file was exchanged with or sent to/received from (321) 278-7485 (Lesia Crumpton-Young);
    - (b) The file depicts or references Lesia Crumpton-Young, including any media where she appears visually, is named, or is the subject of text, caption, or metadata;
    - (c) The file was stored in the same message threads, backups, or media folders associated with communications involving (321) 278-7485.

7. All photographs, videos, voice notes, or multimedia files stored, backed up, or transmitted from account (832) 578-9343, if any of the following apply:
  - (d) The file was exchanged with or sent to/received from (281) 740-0017 (Darlene Brown);
  - (e) The file depicts or references Darlene Brown, including any media where she appears visually, is named, or is the subject of text, caption, or metadata;
  - (f) The file was stored in the same message threads, backups, or media folders associated with communications involving (281) 740-0017.
8. All location logs, tower routing data, and device-based geolocation records associated with (832) 578-9343. This includes GPS data, cell site connections, triangulation records, roaming logs, and any metadata indicating travel routes or co-location with (321) 278-7485, including at hotels, airports, or other travel-related destinations.
9. Logs showing the installation, use, and uninstallation of communication apps (e.g., WhatsApp, Signal, iMessage, Snapchat, Facebook Messenger) on devices associated with (832) 578-9343. Include timestamps of each activity, session durations, access IPs, and any metadata reflecting when an app was removed or disabled.
10. All IP addresses and device identifiers used to access Xfinity services on (832) 578-9343, including timestamps and locations. Include any sessions involving third-party messaging or cloud apps.
11. Backups of (832) 578-9343 stored in or accessible through Xfinity-linked accounts, including synced messages, images, app data, or downloaded files referencing or involving Lesia Crumpton-Young.
12. Subscriber name, account number, service address, IMEI/ESN numbers, and SIM card change history associated with (832) 578-9343 during the relevant period.
13. Any texts or messages sent from (832) 578-9343 to any other number in which the sender refers to or acknowledges a relationship with Lesia Crumpton-Young by name or implication.
14. Any texts or messages sent from (832) 578-9343 to any other number in which the sender refers to or acknowledges a relationship with Darlene Brown by name or implication.

## UNITED STATES DISTRICT COURT

for the

\_\_\_\_\_ District of \_\_\_\_\_

\_\_\_\_\_  
*Plaintiff*

v.

\_\_\_\_\_  
*Defendant*)  
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Civil Action No. \_\_\_\_\_

**SUBPOENA TO PRODUCE DOCUMENTS, INFORMATION, OR OBJECTS  
OR TO PERMIT INSPECTION OF PREMISES IN A CIVIL ACTION**

To:

\_\_\_\_\_  
*(Name of person to whom this subpoena is directed)*

☐ **Production:** **YOU ARE COMMANDED** to produce at the time, date, and place set forth below the following documents, electronically stored information, or objects, and to permit inspection, copying, testing, or sampling of the material:

Place:	Date and Time:
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☐ **Inspection of Premises:** **YOU ARE COMMANDED** to permit entry onto the designated premises, land, or other property possessed or controlled by you at the time, date, and location set forth below, so that the requesting party may inspect, measure, survey, photograph, test, or sample the property or any designated object or operation on it.

Place:	Date and Time:
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The following provisions of Fed. R. Civ. P. 45 are attached – Rule 45(c), relating to the place of compliance; Rule 45(d), relating to your protection as a person subject to a subpoena; and Rule 45(e) and (g), relating to your duty to respond to this subpoena and the potential consequences of not doing so.

Date: \_\_\_\_\_

CLERK OF COURT

OR

\_\_\_\_\_  
*Signature of Clerk or Deputy Clerk*\_\_\_\_\_  
*Attorney's signature*

The name, address, e-mail address, and telephone number of the attorney representing *(name of party)* \_\_\_\_\_, who issues or requests this subpoena, are:

**Notice to the person who issues or requests this subpoena**

If this subpoena commands the production of documents, electronically stored information, or tangible things or the inspection of premises before trial, a notice and a copy of the subpoena must be served on each party in this case before it is served on the person to whom it is directed. Fed. R. Civ. P. 45(a)(4).

Civil Action No. \_\_\_\_\_

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 45.)*

I received this subpoena for *(name of individual and title, if any)* \_\_\_\_\_  
on *(date)* \_\_\_\_\_.

☐ I served the subpoena by delivering a copy to the named person as follows: \_\_\_\_\_

\_\_\_\_\_ on *(date)* \_\_\_\_\_; or

☐ I returned the subpoena unexecuted because: \_\_\_\_\_

Unless the subpoena was issued on behalf of the United States, or one of its officers or agents, I have also  
tendered to the witness the fees for one day's attendance, and the mileage allowed by law, in the amount of  
\$ \_\_\_\_\_.

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \_\_\_\_\_.

I declare under penalty of perjury that this information is true.

Date: \_\_\_\_\_  
\_\_\_\_\_ *Server's signature*

\_\_\_\_\_  
*Printed name and title*

\_\_\_\_\_  
*Server's address*

Additional information regarding attempted service, etc.:

**Federal Rule of Civil Procedure 45 (c), (d), (e), and (g) (Effective 12/1/13)****(c) Place of Compliance.**

**(1) For a Trial, Hearing, or Deposition.** A subpoena may command a person to attend a trial, hearing, or deposition only as follows:

- (A) within 100 miles of where the person resides, is employed, or regularly transacts business in person; or
- (B) within the state where the person resides, is employed, or regularly transacts business in person, if the person
  - (i) is a party or a party's officer; or
  - (ii) is commanded to attend a trial and would not incur substantial expense.

**(2) For Other Discovery.** A subpoena may command:

- (A) production of documents, electronically stored information, or tangible things at a place within 100 miles of where the person resides, is employed, or regularly transacts business in person; and
- (B) inspection of premises at the premises to be inspected.

**(d) Protecting a Person Subject to a Subpoena; Enforcement.**

**(1) Avoiding Undue Burden or Expense; Sanctions.** A party or attorney responsible for issuing and serving a subpoena must take reasonable steps to avoid imposing undue burden or expense on a person subject to the subpoena. The court for the district where compliance is required must enforce this duty and impose an appropriate sanction—which may include lost earnings and reasonable attorney's fees—on a party or attorney who fails to comply.

**(2) Command to Produce Materials or Permit Inspection.**

(A) *Appearance Not Required.* A person commanded to produce documents, electronically stored information, or tangible things, or to permit the inspection of premises, need not appear in person at the place of production or inspection unless also commanded to appear for a deposition, hearing, or trial.

(B) *Objections.* A person commanded to produce documents or tangible things or to permit inspection may serve on the party or attorney designated in the subpoena a written objection to inspecting, copying, testing, or sampling any or all of the materials or to inspecting the premises—or to producing electronically stored information in the form or forms requested. The objection must be served before the earlier of the time specified for compliance or 14 days after the subpoena is served. If an objection is made, the following rules apply:

- (i) At any time, on notice to the commanded person, the serving party may move the court for the district where compliance is required for an order compelling production or inspection.
- (ii) These acts may be required only as directed in the order, and the order must protect a person who is neither a party nor a party's officer from significant expense resulting from compliance.

**(3) Quashing or Modifying a Subpoena.**

(A) *When Required.* On timely motion, the court for the district where compliance is required must quash or modify a subpoena that:

- (i) fails to allow a reasonable time to comply;
- (ii) requires a person to comply beyond the geographical limits specified in Rule 45(c);
- (iii) requires disclosure of privileged or other protected matter, if no exception or waiver applies; or
- (iv) subjects a person to undue burden.

(B) *When Permitted.* To protect a person subject to or affected by a subpoena, the court for the district where compliance is required may, on motion, quash or modify the subpoena if it requires:

- (i) disclosing a trade secret or other confidential research, development, or commercial information; or

(ii) disclosing an unretained expert's opinion or information that does not describe specific occurrences in dispute and results from the expert's study that was not requested by a party.

(C) *Specifying Conditions as an Alternative.* In the circumstances described in Rule 45(d)(3)(B), the court may, instead of quashing or modifying a subpoena, order appearance or production under specified conditions if the serving party:

- (i) shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship; and
- (ii) ensures that the subpoenaed person will be reasonably compensated.

**(e) Duties in Responding to a Subpoena.**

**(1) Producing Documents or Electronically Stored Information.** These procedures apply to producing documents or electronically stored information:

(A) *Documents.* A person responding to a subpoena to produce documents must produce them as they are kept in the ordinary course of business or must organize and label them to correspond to the categories in the demand.

(B) *Form for Producing Electronically Stored Information Not Specified.* If a subpoena does not specify a form for producing electronically stored information, the person responding must produce it in a form or forms in which it is ordinarily maintained or in a reasonably usable form or forms.

(C) *Electronically Stored Information Produced in Only One Form.* The person responding need not produce the same electronically stored information in more than one form.

(D) *Inaccessible Electronically Stored Information.* The person responding need not provide discovery of electronically stored information from sources that the person identifies as not reasonably accessible because of undue burden or cost. On motion to compel discovery or for a protective order, the person responding must show that the information is not reasonably accessible because of undue burden or cost. If that showing is made, the court may nonetheless order discovery from such sources if the requesting party shows good cause, considering the limitations of Rule 26(b)(2)(C). The court may specify conditions for the discovery.

**(2) Claiming Privilege or Protection.**

(A) *Information Withheld.* A person withholding subpoenaed information under a claim that it is privileged or subject to protection as trial-preparation material must:

- (i) expressly make the claim; and
- (ii) describe the nature of the withheld documents, communications, or tangible things in a manner that, without revealing information itself privileged or protected, will enable the parties to assess the claim.

(B) *Information Produced.* If information produced in response to a subpoena is subject to a claim of privilege or of protection as trial-preparation material, the person making the claim may notify any party that received the information of the claim and the basis for it. After being notified, a party must promptly return, sequester, or destroy the specified information and any copies it has; must not use or disclose the information until the claim is resolved; must take reasonable steps to retrieve the information if the party disclosed it before being notified; and may promptly present the information under seal to the court for the district where compliance is required for a determination of the claim. The person who produced the information must preserve the information until the claim is resolved.

**(g) Contempt.**

The court for the district where compliance is required—and also, after a motion is transferred, the issuing court—may hold in contempt a person who, having been served, fails without adequate excuse to obey the subpoena or an order related to it.